

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**GERALD RUHNOW and CONNIE
RUHNOW,**

Plaintiffs,

v.

LANE HEARD TRUCKING, LLC., et al,

Defendants.

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CIVIL ACTION NO. 2:05 CV 527-F

**DEFENDANT LANE HEARD TRUCKING, LLC'S
OBJECTIONS TO DEPOSITION DESIGNATIONS**

Defendant Lane Heard Trucking, LLC ("Lane Heard Trucking"), by and through undersigned counsel, pursuant to the Court's Uniform Scheduling Order dated September 27, 2005 [Doc. 21], hereby submits its objections to deposition excerpts identified by other parties.

The following represents the objections Lane Heard Trucking has to the deposition excerpts identified by Plaintiffs Gerald and Connie Ruhnow:

Deposition Subject	Deposition Pages	Objections
Jackson	29:9 - 31:2	Testimony contains improper hearsay statements
Jackson	32:6-16	Testimony contains improper hearsay statements
Adkins	19:9-13	Improper opinion testimony; lack of foundation or qualification
Adkins	23:17-25	Testimony contains improper hearsay statements
Adkins	24:1-11	Testimony contains improper hearsay statements

Lane Heard Trucking objects to any use by Christy Champion of her own deposition in her case in chief, as it is not allowed under Rule 32 of the Federal Rules of Civil Procedure. The following represents the objections Lane Heard Trucking has to the other deposition excerpts identified by Defendant Christy Champion:

Deposition Subject	Deposition Pages	Objections
Adkins	19:9-16	Improper opinion testimony; lack of foundation or qualification
Adkins	23:17-25	Testimony contains improper hearsay statements
Adkins	24:1-18	Testimony contains improper hearsay statements
Adkins	59:13-25	Testimony contains improper hearsay statements
Adkins	60:1-25	Testimony contains improper hearsay statements
Adkins	62:5-17	Testimony contains improper hearsay statements

The following represents the objections Lane Heard Trucking has to the deposition excerpts identified by Defendant Michael Adkins:

Deposition Subject	Deposition Pages	Objections
Richardson	16:14-21	Testimony contains improper hearsay statements

Northland Insurance failed to designate specific portions of the depositions which it intends to use at trial. Without these designations, it is unduly burdensome for Lane Heard to assess admissibility and present objections to the Court. As such, Lane Heard objects entirely to Northland's use of any depositions. To the extent, Northland is allowed to make such

designations, Lane Heard reserves the right to object accordingly.

Respectfully submitted,

/s/ Katie L. Hammett

J. BURRUSS RIIS (RIISJ8057)

KATIE L. HAMMETT (HAMMK7587)

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CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of January, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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